MINUTES

FILED IN THE UNITED STATES DISTRICT COURT DISTRICT OF HAWAII

3-9-06 4:30 pm

SUE BEITIA, CLERK

CASE NUMBER: CV 04-00441JMS-BMK

CASE NAME: Jeannette Miller v. Maui Ocean Activities

ATTYS FOR PLA: Howard McPherson

ATTYS FOR DEFT: John O'Kane, Mark S. Hamilton

INTERPRETER:

JUDGE: Barry M. Kurren REPORTER: C6 no record

DATE: 3-9-06 TIME: 9:15 - 9:25

COURT ACTION: EP: Rescheduling Conference held. Court to prepare an amended scheduling order. Parties to sign Consent to Proceed to Trial Before a United States Magistrate Judge. Parties to sign a stipulation waiving conflict of Magistrate Judge Barry M. Kurren having previously conducted a settlement conference in this case.

- 1. Non-jury trial on October 17, 2006 at 9:00 a.m. before BMK
- 2. Final Pretrial Conference on September 7, 2006 at 9:00 a.m. before BMK

3.

4. Final Pretrial Statement by August 31, 2006

5.6.

- 7. File Dispositive Motions by May 17, 2006
- 8a. File Motions in Limine by September 26, 2006
- 8b. File opposition memo to a Motion in Limine by October 3, 2006

11a.

11b.

- 12. Discovery deadline August 17, 2006
- 13. Settlement Conference set for July 31, 2006 at 10:00 a.m. before LEK
- 14. Settlement Conference statements by July 24, 2006

20.

- 21. File Final witness list by September 26, 2006
- 24. Exchange Exhibit and Demonstrative aids by September 19, 2006
- 25. Stipulations re: Authenticity/Admissibility of Proposed Exhibits by September 26, 2006

- 26. File objections to the Exhibits by October 3, 2006
- 28a. File Deposition Excerpt Designations by September 26, 2006
- 28b. File Deposition Counter Designations and Objections by October 3, 2006
- 29. File Trial Brief by October 3, 2006
- 30. File Findings of Fact & Conclusions of Law by October 3, 2006

cc: Tammy Kimura

Submitted by Richlyn Young, Courtroom Manager